

DOCKET NO. 000-009A

I hereby certify that this correspondence is being sent by  
Fax transmission to Mr. John Gillon, Esq., Office of Petitions  
at 703-308-6916 on December 28, 2000.

For: The Gates Corporation

Signature Jonis L. Haller Date signed: December 28, 2000**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Sevastian

Serial Number: 09/616,746

Filed: July 14, 2000

Entitled: Lens

Examiner:

Group Art Unit:

**§1.48(a) Petition to  
Correct Inventorship**

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DEC 28 2000

PETITIONS OFFICE

By Fax 703-308-6916

John Gillon, Esq.  
Office of Petitions  
Box DAC  
Commissioner for Patents  
Washington, DC 20231

Dear Sir:

This Petition is filed in accordance with §1.48(a) and per our telephone conversation this morning.

The subject application was filed pursuant to §1.47(b). Included with the application was the Declaration and Power of Attorney signed by Mr. James Nelson, on behalf of and as General Counsel for The Gates Corporation. Mr. Nelson signed the Declaration on advice of the undersigned without deceptive intent in an effort to satisfy the requirements of §1.47(b), namely, to provide a person signing on behalf of the juridical entity having a proprietary interest in the invention, The Gates Corporation. The Gates Corporation holds equitable title to the invention as stated in the §1.47(b) Petition dated July 13, 2000 (not attached).

In accordance with our telephone conversation this morning, this Petition is filed to request deletion of Mr. Nelson, and his signature, from the Declaration and list of inventors for the subject application.

As required by §1.48(a)(1)-(2), also attached to this Petition are the following.

- 1) Declaration of Mr. Nelson stating he signed the Declaration without deceptive intent.
- 2) Declaration and Power of Attorney under §1.47(b) with Mr. Sevastian shown as inventor with Mr. Nelson deleted. The §1.47(b) Petition dated July 13, 2000 (not attached) represents that Mr. Sevastian earlier refused to execute the Declaration.

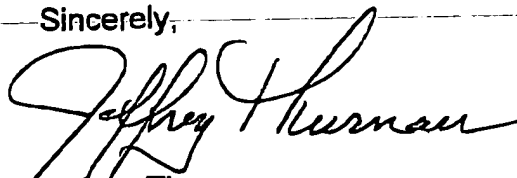
Therefore, it is respectfully requested that Mr. Nelson be removed from the application as an inventor, that the application be amended accordingly, that the attached Declaration be entered, and that a corrected Filing Receipt be issued reflecting this change.

#### Fees

The Office is authorized to deduct the fee for this Petition required by §1.48(a)(3), as set forth in §1.17(i), from Deposit Account 7-0475.

Thank you for your assistance in this matter. If this Petition not fully responsive to the instant circumstances, please call me at the number noted below.

Sincerely,



Jeffrey Thurnau  
Attorney for Applicant  
Reg. No. 42,183  
303-744-4743

Date: Dec. 28, 2000



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PATENT TRADEMARK OFFICE

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**I hereby certify that this correspondence is being sent by  
Fax transmission to Mr. John Gillon, Esq., Office of Petitions  
at 703-308-6916 on December 28, 2000.**

**For: The Gates Corporation**

Signature *Gregory L. Callan* Date signed: *December 28, 2000*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of:**

## Sevastian

**Serial Number: 09/616,746**

**Entitled:** Lens

**Examiner:**  
**Group Art Unit:**

## Declaration of James Nelson

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**PETITIONS OFFICE**

**By Fax 703-308-6916**

**John Gillon, Esq.**  
**Office of Petitions**  
**Commissioner for Patents**  
**Washington, DC 20231**

Dear Mr. Gillon;

This declaration is submitted according to §1.48(a)(1) with the §1.48(a) Petition filed herewith.

I hereby request that my name be deleted as an inventor on the subject application. I further state that execution of the Declaration, and the error in inventorship occurred without deceptive intention on my part.

Sincerely,

Date: 28 December 2000

James E Nelson

**James Nelson  
The Gates Corporation  
900 S. Broadway  
Denver, Colorado 80209**

Docket No.  
000-009A

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled  
"LENS"

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the specification of which

(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as United States Application No. or PCT International  
Application Number \_\_\_\_\_  
and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

|          |           |                        |                          |
|----------|-----------|------------------------|--------------------------|
| N/A      |           |                        | <input type="checkbox"/> |
| (Number) | (Country) | (Day/Month/Year Filed) |                          |
| (Number) | (Country) | (Day/Month/Year Filed) | <input type="checkbox"/> |
| (Number) | (Country) | (Day/Month/Year Filed) | <input type="checkbox"/> |

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

N/A

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

N/A

(Application Serial No.)

(Filing Date)

(Status)  
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)  
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)  
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

|                          |                        |
|--------------------------|------------------------|
| <b>CASTLEMAN; Curtis</b> | <b>Reg. No. 25,495</b> |
| <b>AUSTIN; Steven</b>    | <b>Reg. No. 34,541</b> |
| <b>THURNAU; Jeffrey</b>  | <b>Reg. No. 42,183</b> |
| <b>OLSON; Maria</b>      | <b>Reg No. 40,111</b>  |

**Send Correspondence to:**

**Jeffrey Thurnau**  
**The Gates Corporation, Mail Stop 31-4-1-A3**  
**900 S. Broadway, Denver, CO 80209**

**Direct Telephone Calls to:** *(name and telephone number)*

**Jeffrey Thurnau (303) 744-4743**

|   |      |
|---|------|
| Full name of sole or first inventor<br><b>SEVASTIAN; Nick</b> | Date |
| Sole or first inventor's signature                            |      |
| Residence<br><b>US</b>  |      |
| Citizenship<br><b>US</b>                                      |      |
| Post Office Address<br><b>1095 Riverside Dr.</b>              |      |
| <b>E. Windsor, Ontario Canada, N9A-2T6</b>                    |      |

|                                      |      |
|--------------------------------------|------|
| Full name of second inventor, if any | Date |
| Second inventor's signature          |      |
| Residence                            |      |
| Citizenship                          |      |
| Post Office Address                  |      |
|                                      |      |